

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Allegation of corruption against Sri Kasipuram Kistaiah, Junior Assistant, Office of the Tahsildar, Sadasivpet Mandal of Medak District – Sanction of Prosecution – Orders – Issued.

REVENUE(VIG.VII) DEPARTMENT

G.O.Ms.No. 139

Dt.10-2-2009

ORDER:

Whereas, Sri Kasipuram Kistaiah worked as Junior Assistant, Office of the Tahsildar, Sadasivpet Mandal of Medak district from 20-6-2007 to 19-9-2007 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of Prevention of Corruption Act, 1988(Central Act 49 of 1988);

2. And whereas, Sri Goundla Ramchandar S/o Veeraiah, R/o H.No. 1-55, Burugupally village, Mominpet Mandal, Ranga Reddy district is working as Attender in the office of the Irrigation & Command Area Development, Jalasoudha, Hyderabad. His brother-in-law Sri Pothuraju Krishna Goud S/o Manaiah, R/o BHEL, Ramachandrapuram, Medak district has purchased agriculture land admeasuring 2.25 acres in Sy.No.130 in the limits of Nagulapally village in the year 2006 from one Sri Munipally Balaiah vide Doc.No.695/06 dated:10-2-2006. On 7.4.2007, his Brother-in-law addressed a petition to the Tahsildar, Sadasivept requesting to record his name in Records of Rights and submitted to the Revenue Inspector at Tahsil Office, Sadashivpet. The Revenue Inspector made a note on the petition and asked Sri P.Krishna Goud to submit the same petition in the Tahsil Office. Accordingly on 16-5-2007 Sri G.Ramchander and Sri P.Krishna Goud submitted the petition enclosing the copy of Registered Document and other necessary documents in Tahsil office, Sadashivpet. Later they approached Sri Kistaiah, Junior Assistant at Tahsil Office, Sadashivpet and enquired about the work, for which the Junior Assistant postponed the matter on one pretext or other. Sri P.Krishna Goud requested Sri G.Ramachander to pursue the matter as he was busy with other works;

And Whereas, on 13-9-2007 Sri G.Ramchander approached Sri K.Kistaiah at Tahsil Office, Sadashivpet and requested him to put up the file of his brother-in-law to the Tahsildar for approval. Sri Kistaiah demanded an amount of Rs.5000/- as bribe to put up the file or otherwise, he will not process the file. On the request of

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Sri G.Ramachander, Sri K.Kistaiah reduced the bribe amount and asked Sri G.Ramachander to pay at least Rs.3000/- as bribe and informed that if the said bribe amount is not paid, he will not put up the file. As there was no other go, Sri G.Ramchander agreed to pay the demanded bribe and informed that he will consult his brother-in-law and will approach within 3 or 4 days. Sri G.Ramchander met his brother-in-law and informed about the demand of bribe by Sri K.Kistaiah and his brother-in-law asked Sri G.Ramchander to lodge a complainant against Sri Kistaiah, Junior Assistant;

And whereas, Sri G.Ramchander or his brother-in-law Sri Krishna Goud were not willing to pay the bribe to Sri Kistaiah, Junior Assistant, Office of the Tahsildar, Sadashivpet, Sri G.Ramachader lodged a written complaint with Deputy Superintendent of Police, Anti Corruption Bureau, Hyderabad Range, Hyderabad(full Additional charge, Nizamabad range) on 18-9-2007. The Deputy Superintendent of Police endorsed the said complainant to Sri A.Laxminarayana, Inspector, Anti Corruption Bureau, Medak district to take necessary action. After due verification, the Inspector, Anti Corruption Bureau, Medak district registered the complaint of Sri G.Ramchander as a case in Cr.No.9/ACB-NZB/2007 under section 7 of the Prevention of Corruption Act, 1988 on 19-9-2007 at 0700 hours and investigated into;

And whereas, on 19-9-2007 Sri K.Kistaiah had demanded and accepted Rs.3000/- from Sri G.Ramchander towards illegal gratification other than legal remuneration for attending to the work of the brother-in-law of Sri G.Ramchander. The Phenolphthalein test conducted over the right hand fingers of Sri K.Kistaiah, Junior Assistant yielded positive result. The tainted currency of Rs.3000/- was recovered at the instance and from the possession of Sri K.Kistaiah from his right side pant pocket in the presence of Mediators. The inner flap of the right side pant pocket of Sri K.Kistaiah which came into contacts with the tainted currency, when subjected to Phenolphthalein test also yielded positive result;

And whereas, the said acts of Sri K.Kistaiah, Junior Assistant, Office of the Tahsildar, Sadashivpet Mandal of Medak District constitute the offences punishable under sections 7 and 13(2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988;

And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri K.Kistaiah from Government service, after fully and carefully examining the material placed before them and having regard to the facts and circumstances of the case consider that the said Sri K.Kistaiah, Junior Assistant, Office of the Tahsildar, Sadashivpet Mandal of Medak District should be prosecuted in a Court of Law for the aforesaid offences.

6. Now therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri K.Kistaiah, Junior Assistant, Office of the Tahsildar, Sadashivpet Mandal of Medak District for the above said offences punishable under sections 7 and 13(2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of Law for the time being in force and for taking cognizance of the said acts by a court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SUDHIR,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General
Anti Corruption Bureau
Hyderabad.

//Forwarded::By::Order//

SECTION OFFICER.